

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY
COUNCIL MEETING HELD JANUARY 12, 2016**

CALL TO ORDER

At 7:00 p.m. Mayor Woodruff called the meeting to order and stated adequate notice of this meeting has been provided by posting the same on the bulletin board of Town Hall and forwarding a copy to the Courier News and Star Ledger at least forty-eight hours prior to this meeting, all in accordance with the Open Public Meetings Act.

ROLL CALL

Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore, Mr. Pirone, and Mayor Woodruff answered present. Mr. Faecher was absent. Also present were Township Attorney Joseph Sordillo, Township Administrator John Bussiculo and Township Clerk Ana Minkoff.

FLAG SALUTE

Mayor Woodruff asked everyone present to stand as he led the Flag Salute.

Meeting CD Began Recording at 7:06 p.m.

Oath of Office and Presentation –

Police Patrolwoman – Valeriya Bagmut

Police Patrolman – Andrew Horan

Police Patrolman - Owen Rosenthal

Police Chief John DiPasquale spoke about the distinct honor of formally recommending three officers to be sworn in as Probationary Patrolmen and welcomed the family and friends of these officers as well as the residents and fellow officers.

The Chief spoke about the background and accomplishments of Officer Horan. The Mayor administered the Oath of Office of Police Patrolman to Andrew Horan.

The Chief spoke about the background and accomplishments of Officer Bagmut. The Mayor administered the Oath of Office of Police Patrolwoman to Valeriya Bagmut.

The Chief spoke about the background and accomplishments of Officer Rosenthal. The Mayor administered the Oath of Office of Police Patrolman to Owen Rosenthal.

Chief DiPasquale offered his congratulations to Officer Andrew Horan, Officer Valeriya Bagmut and Officer Owen Rosenthal on formally becoming a part of the Berkeley Heights Police Department and this community and elaborated.

**Township Council Minutes
Public Meeting – January 12, 2016**

CONFERENCE SESSION

The Mayor asked the Council if there was anything for Conference. Mr. Delia, Mr. D'Aquila, Mr. Pirone, Mr. Pastore and Mrs. Kingsley each answered no.

TOWNSHIP COUNCIL REPORTS

Mr. D'Aquila – Mr. D'Aquila stated that he had nothing to report except to congratulate the three new Police Officers.

Mr. Delia – Mr. Delia spoke about: 1) he welcomed our new officers and personally thanked him for hiring two veterans and elaborated; 2) the parking near Sub Zone and elaborated about train commuter parking there. Mr. Delia stated that he hoped we could address this. Mrs. Kingsley asked if Mr. Delia was talking about Springfield. Mr. Delia stated Springfield. Mrs. Kingsley commented about a resident letter recently received stating concerns about parking on Park Avenue for 12 hours. Discussion ensued (the Mayor, Mr. Bussiculo, Mrs. Kingsley, and Mr. Delia.) Mr. Pirone spoke about his observation that after many years of taking the train, he has noticed that more people are being dropped off this year than in previous years. He surmised that more people are doing this because there is a good chance, they don't have a "spot." Mr. Bussiculo responded and spoke about the back lot. Ms. Minkoff spoke about the back lot permit sales. Discussion ensued. Mr. Pirone spoke about an advertisement from Town Deli for parking. Discussion ensued. Mr. Pirone suggested that we advertise. Further discussion ensued regarding spots available, commuters parking on the street and how to move forward with the County (for Springfield Avenue ;) Mr. Sordillo stated that "this" would require a County resolution in order to set forth or change the parking restriction on it. Discussion ensued; 3) a real big thank you to the VFW. He stated that they had over 15 people at Vito's (Mr. Mondelli) wake and stated that they did an excellent job of giving him an eulogy. Mr. Delia also spoke about VFW's decision not to replace Vito at the parade as being a great way to honor him (as the Grand Marshall.) He also spoke about Mr. Mondelli's full dress (thanked the donor.)

Mrs. Kingsley – Mrs. Kingsley spoke about 1) Redevelopment and the upcoming open forum on Saturday, January 23rd and elaborated and encouraged people to come; 2) the Beautification Committee – the proposed icon was put on the website and she stated that no comments were received. Mrs. Kingsley asked that we get a vote from the Council to formally approve it. A question arose on how to move forward. Mr. Sordillo suggested that we move forward with the "official insignia" by formal resolution. He suggested we take a vote now and then memorialize it in a written resolution.

Mrs. Kingsley moved to memorialize the Train Station painting by Kerry Blasch as the official icon for the Township of Berkeley Heights, seconded by Mr. D'Aquila, and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: None
Abstain: None
Absent: Mr. Faecher

Mrs. Kingsley spoke about 3) the signs. Mrs. Kingsley stated that the signs were put on the website and no comments were received. She spoke about moving forward with pricing the signs. Mr. Delia stated that he would have preferred the grey sign and elaborated. Mr. Pastore stated that he liked the cream (color.) A brief discussion ensued that a vote was not needed for the sign color. The Mayor asked for all in favor (of the sign color.) The Council responded Aye. There was no opposition votes; 4) the proposed "Welcome Signs" map. Mrs. Kingsley will email everyone and elaborated about its content. She also

**Township Council Minutes
Public Meeting – January 12, 2016**

stated that she would give a copy to Ms. Minkoff for the public. Discussion ensued; 5) the color scheme. Mrs. Kingsley spoke about the colors for the website and a color palette and elaborated. The Mayor asked for all in favor of the color scheme as set forth in the document (now being viewed by Mr. D'Aquila.) The Council responded Aye. Mr. Bussiculo spoke about a logo to place on the street signs and elaborated. Mr. Pirone stated that he was not in favor of the logo to be placed on street signs. Discussion ensued.

The Mayor stated that the Town Planner will have a timeline available for everyone at the January 23rd (meeting.)

The Mayor spoke about attending the First Aid Squad's Dinner/Dance event the previous Friday and elaborated.

Mr. Bussiculo noted that we skipped Councilman Pastore and Councilman Pirone.

Mr. Pastore – Mr. Pastore had nothing to report.

Mr. Pirone- Mr. Pirone stated that almost as important as the website (as we redesign it) is that it be mobile-ready and elaborated. Discussion ensued (Mr. Bussiculo, Mr. Pastore, Mrs. Kingsley, Mr. Pirone.)

Mr. Bussiculo – Mr. Bussiculo spoke about 1) the street sweeper update; 2) pothole repair update; 3) street sign replacement update; 4) decorations have been taken down; 5) a shed has been built for tires; 6) the DPW garage has been cleaned; 7) consolidation of street signs and poles; 8) salt brine has been sprayed today ahead of possible storm; 9) Tin Claw update and coupling explanation (expected cost is \$5,000; 10) Garbage Truck Shoot for Leaves (expected cost is \$4,200; 11) the Yellow Garbage Truck "trans went on it"(expect fix cost is \$6,100; 12) 13 (thirteen) more snags have been added (regarding the Passaic River). The contractor is expected to start work on Thursday. A brief discussion ensued (Mr. Delia; 13) the generator in the Fire House has been installed and elaborated; 14) The CVS Grand Opening, Light update and Lone Pine update; 15) Prepare for Snow Season meeting was held; 16) 7 (seven) inlet repairs; 17) Holly Glen drainage problem; 18) Building Department Update (applications, permits, permit fees;) 19) Sewer Plant did not have safety issues; 20) We are nearing renewal application due February 1st for DEP permit; 21) Collection System had a blockage behind Columbia; 22) Collection System behind Forest Avenue; 23) Intermediate Pump 3 update; 24) Specs are being written for another system (status;) 25) Grease trap inspection has been complete; 26) Winter Programs for the Recreation Department began on Monday the 4th; and 27) Fire Department update to meet regarding getting the specs written for the new equipment (which has been approved.)

The Mayor asked about the status of earlier Budget meetings this year. Mr. Bussiculo and Mr. Marceau responded.

Mr. Delia asked a question about a quick change type for the Caterpillar and two specific Bill List items Mr. Bussiculo responded.

Moved by Mr. Pirone to approve the Township Council and Administration Reports, seconded by Mrs. Kingsley and upon roll call vote:

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|----------|--|
| Ayes: | Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone |
| Nays: | None |
| Abstain: | None |
| Absent: | Mr. Faecher |

**Township Council Minutes
Public Meeting – January 12, 2016**

APPROVAL OF MINUTES

Moved by Mr. Delia to approve the following minutes, seconded by Mr. Pirone and upon roll call vote:

Public Meeting – November 24, 2015

Ayes: Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: None
Abstain: Mr. D'Aquila
Absent: Mr. Faecher

HEARING ON AGENDA ITEMS ONLY

Moved by Mr. D'Aquila to open the Hearing on Agenda Items Only, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: None
Abstain: None
Absent: Mr. Faecher

Mrs. Kingsley stated that she would be the timekeeper.

Mr. Tom Foregger stated that he had a few questions about an item on the bill list, concerning a payment to Mai Dai productions and elaborated. Discussion ensued on whether it was a pass through. Mr. Foregger asked why we were getting involved. A discussion ensued (Mrs. Kingsley, Mr. Foregger, the Mayor, Mr. Marceau.)

Mr. Sander Raaymakers of 28 Timber stated that he agreed with Mr. Pirone's statement that the website should be mobile accessible and elaborated. He spoke about his request for a RFP/RFQ for the website. Mr. Bussiculo and Mrs. Kingsley responded that there was not one. Mr. Raaymakers asked for a list of requirements. Discussion ensued. Mr. Raaymakers asked who was doing the implementation. Mr. Bussiculo responded that it was City Connections. Mr. Raaymakers asked whether they had a mobile section. Mr. Bussiculo responded. Discussion ensued (Mrs. Kingsley, Mr. Pastore, Mr. Bussiculo.) Mr. Raaymakers asked if there was something he could see that he could comment on. Discussion ensued.

Mr. Stephen Yellin of 130 Dogwood Lane wished everyone a Happy New Year. Mr. Yellin stated that he agreed with Mr. Pirone and Mr. Raaymakers regarding a mobile website and elaborated.

Mr. Foregger asked if City Connections was doing a website for us. Mr. Bussiculo responded. A brief discussion ensued.

Hearing no voices, moved by Mr. D'Aquila to close the Hearing on Agenda items, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: None
Abstain: None
Absent: Mr. Faecher

RESOLUTIONS

Mr. Delia introduced the following resolution:

1. Resolution approving Bill List dated January 12, 2016 in the amount of \$522,525.87.

Moved by Mr. Delia to approve resolution #1, seconded by Mr. Pirone and carried.

Mr. Delia asked if we could hold off on paying the Foley bills and elaborated. A discussion ensued. Mr. Marceau volunteered to pull the purchase orders in question. Mrs. Kingsley asked that we come back to this piece of the Agenda.

Mr. Pirone introduced the following resolution:

2. Resolution authorizing the submission of a strategic plan for the Berkeley Heights Municipal Alliance grant for fiscal year July 1, 2016 – June 30, 2017.

Moved by Mr. Pirone to approve resolution #2, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: None
Abstain: None
Absent: Mr. Faecher

CONSENT AGENDA

All matters listed under Consent Agenda are considered routine by the Township Council and will be enacted upon by one motion; there will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

Mr. Pastore introduced the following resolutions:

(3. a - f)

3. **CONSENT AGENDA** – All matters listed under Consent Agenda are considered routine by the Township Council and will be enacted upon by one motion; there will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.
 - a. Resolution authorizing the release of cash bond in the amount of \$700.00 to Robert Calichman, 5 Harrison Drive, Berkeley Heights, permit #3203.
 - b. Resolution authorizing the release of cash bond in the amount of \$700.00 to Robert Calichman, 5 Harrison Drive, Berkeley Heights, permit #3202.
 - c. Resolution authorizing the release of cash bond in the amount of \$700.00 to Brian Vincent, 253 Emerson Lane, Berkeley Heights, NJ.

**Township Council Minutes
Public Meeting – January 12, 2016**

- d. Resolution removing Rob Doney, 44 Apple Tree Row, from the active roster of the Berkeley Heights Fire Department.
- e. Resolution removing Justin Giannone, 1341 Stony Brook Lane, Mountainside, from the active roster of the Berkeley Heights Fire Department.
- f. Resolution authorizing redemption of Tax Sale Certificate #15-00001 to US Bank CUST BV001 for Block #1301, Lot #34, located at 108 Bolton Blvd. in the amount of \$120.00.

Moved by Mr. Pastore to approve Consent Agenda Resolutions #3 a-f, seconded by Mr. Pirone and
Upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: None
Abstain: None
Absent: Mr. Faecher

INTRODUCTION OF ORDINANCES:

Public Hearing and Final Adoption scheduled for January 26, 2016:

The Clerk presented and read:

**“An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey,
Authorizing the Residential Lease with Jim Hopkins for the Property Located at 31 Snyder
Avenue for the 2016 Term.”**

Moved by Mrs. Kingsley that the ordinance as read by the Township Clerk be offered on the first reading, that January 26, 2016 be set as the date for public hearing and that the Township Clerk is directed to advertise same in the Courier News, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: None
Abstain: None
Absent: Mr. Faecher

CITIZENS HEARING

Moved by Mr. D'Aquila to open the Citizens Hearing, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: None
Abstain: None
Absent: Mr. Faecher

**Township Council Minutes
Public Meeting – January 12, 2016**

Hearing no voices, moved by Mr. D'Aquila to close the Citizens Hearing, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: None
Abstain: None
Absent: Mr. Faecher

EXECUTIVE SESSION – Attorney/Client Privilege-Litigation-Affordable Housing

Moved by Mrs. Kingsley to go into Executive Session, seconded by Mr. Pastore and upon roll call vote:
(8:06 p.m.)

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pirone, and Mr. Pastore
Nays: None
Abstain: None
Absent: Mr. Faecher

The Mayor stated they stalled as much as they could. Discussion ensued to take a break as they waited for Mr. Marceau to appear (with the Purchase Orders.)

The Mayor asked Mr. Bussiculo to describe what Mr. Marceau had brought him. Mr. Bussiculo read aloud the descriptions of materials on the two Purchase Orders in question (by Mr. Delia.) Discussion ensued. Mr. Sordillo suggested that we re-introduce (the resolution.)

Mr. Delia introduced the following resolution:

1. Resolution approving Bill List dated January 12, 2016 in the amount of \$522,525.87.

Moved by Mr. Delia to approve resolution #1, seconded by Mr. Pirone and upon roll call vote:

Ayes: Mr. D'Aquila, Mrs. Kingsley, Mr. Pastore and Mr. Pirone
Nays: Mr. Delia
Abstain: None
Absent: Mr. Faecher

The Mayor announced that they would be coming out of Executive Session, only to adjourn.

Moved by Mrs. Kingsley to go out of Executive Session, seconded by Mr. Pastore and upon roll call vote:
(8:35 p.m.)

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pirone, and Mr. Pastore
Nays: None
Abstain: None
Absent: Mr. Faecher

ADJOURNMENT

Moved by Mr. Pastore to adjourn, seconded by Mrs. Kingsley, and upon roll call vote:
(8:36 p.m.)

Ayes: Mr. D'Aquila, Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone

Nays: None

Abstain: None

Absent: Mr. Faecher

Approved: February 23, 2016